

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 64 – HB 1030

April 5, 2013

SUMMARY OF ORIGINAL BILL: Authorizes, rather than requires, counties divided by a river or stream to enter into an agreement for the construction and operation of a bridge over such river or stream. Requires the cost of such construction and operation to be determined by agreement of the respective two county legislative bodies and requires the bodies to ensure that county bridges have sufficient railings. Deletes provisions regarding the construction of bridges by an overseer and the levying of taxes by a county's legislative body for the construction of bridges that cannot be built by an overseer and the overseer's assistants.

FISCAL IMPACT OF ORIGINAL BILL:

Other Fiscal Impact – Authorizing counties to agree upon funding of construction and operation of bridges, rather than requiring the cost to be defrayed in proportion to the number of taxable polls in each county, may result in a shift of future expenditures from one county to another. However, the net fiscal impact to local government will be not significant.

SUMMARY OF AMENDMENTS (004822, 006157, 006427): Amendment 004822 deletes all language after the enacting clause. **Section 1(a)** designates the bridge on U.S. Highway 70 in Cumberland County as the *Sgt. Morgan W. Strader Memorial Bridge* and directs TDOT to erect suitable signs. **Section 1(b)** designates the segment of U.S. Highway 45 in Chester County from Estes Church of Christ at Montezuma Road northward to the corporate limits of the City of Henderson as the *Dan Cole Memorial Highway* and directs TDOT to erect suitable signs. **Section 1(c)** designates jointly the parallel bridges (bridge No. 94-SR397-0015 and bridge No. 94-SR397-0016) that span the Harpeth River on State Route 397 at the mile marker 6.82 and east of U.S. Highway 431/State Route 106 in Williamson County as the *Matthew James Bergman Bridge* and directs TDOT to erect suitable signs. **Section 1(d)** designates the bridge spanning the Harpeth River on U.S. Highway 431/State Route 106 north of State Route 397 and near Fulton Greer Lane as the *Robert Douglas Marlin Memorial Bridge* and directs TDOT to erect suitable signs. **Section 1(e)** designates the bridge spanning Flat Creek on Rutledge Pike in Knox County as the *Sgt. Jesse J. Coffey Memorial Bridge* and directs TDOT to erect suitable signs. **Section 1(f)** designates the segment of State Highway 58 that comprises the 5400 block in the City of Chattanooga as the *Shane M. Daughetee Memorial Highway* and directs TDOT to erect suitable signs. **Section 2** designates the bridge currently under construction on State Route 30, in the City of Spencer, which will serve as an overpass for the

expansion of State Route 111 as the *Veterans Memorial Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 3** directs TDOT to erect and maintain direction signs that inform citizens of the most direct route to Virgin Falls State Natural Area in White County at the following locations: the eastbound and westbound lanes of U.S. Highway 70 at its intersection with Eastland Road; and the eastbound and westbound lanes of Eastland Road at its intersection with Scott's Gulf Road. Directs TDOT to erect and maintain suitable signs, including icons that indicate that hiking and backcountry camping are activities available at the Area, designating the most direct route to Virgin Falls State Natural Area on State Route 111 at the Sparta exits to U.S. Highway 70 in White County. Such signs shall be erected if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 4** designates the bridge spanning the Elk River on U.S. Highway 321/State Route 159 that is near mile marker 7 and the intersection of such route with Poga Road in Elk Mills as the *E.C. Miller Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 5** designates the bridge spanning Dyers Creek on U.S. Highway 79 located near Stewart County High School between Roberson Hill Road and Durwachter Road in Dover as the *Dr. Robert Henry Lee Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 6** designates the segment of State Route 79 from the Dover Bridge to Joiner Hollow Road in Stewart County as the *Van Lewis Riggins, Sr. Memorial Highway* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 7** designates the bridge located on State Route 57, approximately two miles east of U.S. Highway 45, in McNairy County as the *Buford 'Peck' White Memorial Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 8** designates the bridge located on State Route 59 between Mt. Sinai Baptist Church and the intersection of Interstate 40 in Fayette County as the *Cullen L. Waddell, Sr. Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 9** designates the bridge spanning Short Creek on State Route 196 approximately two miles south of such route's intersection with Raleigh-LaGrange Road in Fayette County as the *Charlie and Laura Edenton Memorial Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 10** designates the segment of U.S. Highway 64 in Hardeman County between the municipalities of Bolivar and Hornsby as the *Scotty Plunk Memorial Highway* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 11** designates the segment of Interstate 40 in Henderson County from mile marker 101 to mile marker 104 as the *Thomas Birthel Wilson Memorial Highway* and directs TDOT to erect suitable signs. **Section 12** designates the segment of State Route 76 in Fayette County from South Watkins Drive to Liberty Road as the *Chief J.A. 'Tony' Pace Law Enforcement Highway* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 13** designates the segment of State Route 59 in Fayette County from State Route 222 to Wilson Road as the *Col. Will Rhea Winfrey Memorial Highway* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 14** designates the 3.2 mile segment of U.S. Highway 64 in McNairy County from the intersection of such highway and Sulphur Springs Road westward to the intersection of such

highway and Rose Creek Road as the *Larron King Memorial Highway* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 15** designates the new bridge spanning the Cumberland River on State Route 109 south of Gallatin in Sumner County as the *Walter T. Durham Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 16** designates the segment of U.S. Highway 31W contained within the corporate limits of the City of Millersville as the *John W. Reynolds, Sr. Memorial Highway* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 17** designates the segment of U.S. Highway 43 that lies between the two junctions of such highway with Shelton Drive in Lawrence County as the *Thomas 'Tom' Todd Memorial Highway* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 18** designates the bridge spanning Shoal Creek on U.S. Highway 64/State Route 242 in Lawrence County as the *Ivan Johnston Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 19** designates the bridge spanning Factory Creek on West Point Road in Lawrence County as the *Ted Kimbrell Memorial Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 20** designates the segment of State Route 48 in Lewis County from the northern corporate limits of the City of Hohenwald to a point two miles north of such corporate limits as the *Rod Brasfield Memorial Highway* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 21** designates the bridge spanning North Choate Creek on U.S. Highway 64 West/State Route 15 in Giles County as the *Flenoy Johnson Memorial Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 22** designates the bridge on Robertson Fork Road in Giles County as the *George W. Stallings, Sr. Memorial Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 23** designates the segment of U.S. Highway 412 East in Hohenwald from such highway's intersection with Brewer Drive to Ponderosa Drive as the *Guy J Nicholson Highway* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 24** designates State Bridge No. 60-SR106-2.94 on U.S. Highway 431 in Maury County as the *Casey Grant Heithcock Memorial Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 25** designates the bridge which spans the Tennessee River on U.S. Highway 192 in Knoxville as the *J.E. 'Buck' Karnes Bridge – Medal of Honor Recipient* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 26** designates the bridge located in the Springdale community of Claiborne County on U.S. Highway 25E as the *Katie Johnson and William West Memorial Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 27** requires TDOT to modify the existing signage at specific four locations on Interstate 81 to include the following language: *Bristol – The Birthplace of County Music*. Requires the modification of such signs be within the guidelines prescribed by the Manual on Uniform Traffic Control Devices (MUTCD) and take place only if the cost of the modification and installation is paid to TDOT from non-state funds within one year of the effective date of this bill. **Section 28**

designates the segment of U.S. Highway 25E within Hamblen County as the *Medal of Honor Highway* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. **Section 29** designates the bridge presently under construction on U.S. Highway 25E at or near 475 S. Davy Crockett Parkway in Hamblen County as the *Pvt. Calvin John Ward Memorial Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. Section 30 designates the bridge on U.S. Highway 25E in Hamblen County that spans U.S. Highway 11E as the *Sgt. Edward R. Talley Memorial Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. Section 31 designates the bridge on Ostella Road in the southern part of Marshall County as the *Robert M. Burgess Memorial Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. Section 32 designates the bridge spanning Rock Creek on State Route 11/U.S. Highway 31-A in Marshall County as the *Bob Smartt Memorial Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. Section 33 designates the bridge spanning Collins Creek on State Route 106 in Marshall County as the *Captain Bobby G. Walker Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. Section 34 designates the bridge on State Route 96 between Greystone Drive and Browns Mill Road in Rutherford County as the *PFC William H. Martin, Jr. Bridge* and directs TDOT to erect two vertical signs with the language *Martin Branch* on the top sign and *PFC William H. Martin Jr. Bridge* on the bottom sign, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. Section 35 designates Bridge No. 59-11-3.71 on U.S. Highway 31-A in Cornersville as the *Col. Jerry Cashion Memorial Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. Section 36 directs TDOT to erect suitable signs that include the language *In Honor of Cecil & Frances Langford* at the location of the Mill Creek Bridge upon exiting Overton County into Clay County, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. Section 37 designates the segment of State Route 111 in Pickett County from the bridge on such route southward to mile marker 12 as the *Earl G. Pemberton Memorial Highway* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. Section 38 designates the segment of U.S. Highway 27 within Rhea County that is not otherwise named pursuant to Chapter 607 of the Public Acts of 2012, or any other law, as the *Veterans Memorial Highway* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. Section 39 designates the bridge spanning Emory River on U.S. Highway 27/State Route 29 in Morgan County as the *J.C. Barnes Memorial Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. Section 40 designates both spans of the bridge spanning Richland Creek at mile 5.58 on State Route 29 in the City of Dayton as the *James William "Bill" Pope, Jr. Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. Section 41 designates the bridge spanning Sugar Creek on State Route 147 at log mile .27 in Big Sandy as the *Joe Wilson Memorial Bridge* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. Section 42 designates the U.S. Highway 70 bypass at the intersection of such highway with State Route 191 in Camden as the

Matthew Draper Memorial Bypass and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. Section 43 directs TDOT to erect suitable signs in Tiptonville that include the language *Hometown of Jerry Reese* at the existing location of the signs indicating the corporate boundaries of Tiptonville, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill. Section 44 designates the segment of State Route 184 in Obion County from mile marker 4.00 to mile marker 8.85 as the *Dr. E.W. Youngblood Memorial Highway* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill.

Amendment 006157 designates the segment of State Route 58 between its intersection with State Route 68N and the Meigs/Roane county line as the *Herman Woody Memorial Highway* and directs TDOT to erect suitable signs, if the cost is paid to TDOT from non-state funds within one-year of the effective date of this bill.

Amendment 006427 identically designates six areas as designated by Section 1 of amendment 004822.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENTS:

Increase State Expenditures – \$1,800/One-Time/Highway Fund

Other Fiscal Impact – Not Significant to State and Local Government – However, to the extent that non-state funds are received from a local government, there will be a one-time, permissive increase in local government expenditures of \$150 per sign, for a cumulative total of \$12,600.

The proposed sign language for Sections 3, 27, and 43 would result in a violation of federal guidelines set forth in the Manual on Uniform Traffic Control Devices and TDOT sign policies. As a result, no signs pursuant to these three sections shall be erected and the fiscal impact to the state or local government will be not significant.

Assumptions for the bill as amended:

- The cost to manufacture and erect two signs at \$150 each is \$300.
- The fiscal impact for amendment 006157 and the following sections of amendment 004822 is not significant to state and local government, unless non-state funds are received from a local government, in which case there will be a one-time, permissive increase in local government expenditures of \$300 per section:
 - Section 2, Section 4, Section 5, Section 6, Section 7, Section 8, Section 9, Section 10, Section 11, Section 12, Section 13, Section 14, Section 15, Section 16, Section 17, Section 18, Section 19, Section 20, Section 21, Section 22, Section 23, Section 24, Section 25, Section 26, Section 28, Section 29, Section

30, Section 31, Section 32, Section 33, Section 35, Section 36, Section 37, Section 38, Section 39, Section 40, Section 41, Section 42, and Section 44.

- The total one-time increase in local government expenditures for these sections, to the extent that non-state funds are received from a local government, is estimated to be \$12,000 (\$300 x 40).
- Section 34 will require four signs to be erected at \$150 each, for a total permissive increase in local government expenditures of \$600, to the extent that such funds are received from a local government.
- The fiscal impact for the following Section 1, subsections (a) through (f) is estimated to be a one-time increase in state expenditures of \$300 per subsection, for a total one-time increase in state expenditures of \$1,800 (\$300 x 6).
- Sections 3, 27, and 43 would result in a violation of federal guidelines set forth in the Manual on Uniform Traffic Control Devices (or MUTCD) and TDOT sign policies. As a result, no signs shall be erected and the fiscal impact to the state or local government will be not significant.
- Amendment 006427 will not result in additional state or local expenditures as six areas designated by the amendment are already designated by Section 1 of amendment 004822.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.



Lucian D. Geise, Executive Director

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